

***[NO MINUTES WERE GENERATED FOR
MONDAY, JANUARY 1, 2007,
IN OBSERVANCE OF NEW YEAR'S DAY.]***

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**SUPREME COURT MINUTES
TUESDAY, JANUARY 2, 2007
SAN FRANCISCO, CALIFORNIA**

S147281 B185757 Second Appellate District, Div. 3 **PEOPLE v. MOLINA
(ANTELMO)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 2, 2007.

S147485 G036627/G036145 Fourth Appellate District, Div. 3 **SWH CORPORATION v.
SELECT INSURANCE
COMPANY**

The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2007.

S147614 G035177 Fourth Appellate District, Div. 3 **PEOPLE v. CRUZ (ROBERTO C.)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2007.

S147661 B186072 Second Appellate District, Div. 7 **PEOPLE v. RUTTER (JOHN)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 14, 2007.

S147746 C047770/C047514 Third Appellate District **PEOPLE v. PEETE (MELVIN J.)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 2, 2007.

S147792 B170885 Second Appellate District, Div. 7 **PEOPLE v. ROMERO (JOHN)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 2, 2007.

S147798 B185095 Second Appellate District, Div. 6 **PEOPLE v. WINFIELD (CALVIN)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 1, 2007.

S147802 B182608 Second Appellate District, Div. 3 **PEOPLE v. VEJAR (GEORGE)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 2, 2007.

S147821 A111628 First Appellate District, Div. 4 **PEOPLE v. CLEMONS (JOHN L.)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 2, 2007.

S147824 H029382 Sixth Appellate District **SAUERS (JAMES A.) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to February 2, 2007.

S147844 E041183 Fourth Appellate District, Div. 2 **THOMAS (PAUL ALLEN) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to February 7, 2007.

S147850 A115377 First Appellate District, Div. 3 **CORTINAS (JAVIER) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to February 2, 2007.

S147855 H028698 Sixth Appellate District **PEOPLE v. NICHOLSON (AARON)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2007.

S147858 H030221 Sixth Appellate District **NICHOLSON (AARON) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2007.

S147863 H030729 Sixth Appellate District

**CRABLE (DAMIEN) v. S.C.
(PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2007.

S147890 D046148 Fourth Appellate District, Div. 1

PEOPLE v. LEWIS (SHAWN L.)

The time for granting or denying review in the above-entitled matter is hereby extended to February 6, 2007.

S147897 A111667 First Appellate District, Div. 4

**WONG (ALAN K.) v. SAN
FRANCISCO BOARD OF
EDUCATION**

The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2007.

S147898 B187029 Second Appellate District, Div. 6

**PEOPLE v. HANNIBAL
(CLARENCE)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S147899 E038773 Fourth Appellate District, Div. 2

PEOPLE v. REAZA (RONNIE C.)

The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S147900 G035470 Fourth Appellate District, Div. 3
B.C.B.U.

WELLS FARGO BANK v.

The time for granting or denying review in the above-entitled matter is hereby extended to February 2, 2007.

S147905 B183945 Second Appellate District, Div. 5

**FEDERICI (KATHLYN) v.
GURSEY SCHNEIDER & CO.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 5, 2007.

S147906 E038124 Fourth Appellate District, Div. 2

PEOPLE v. CARR (WALTER B.)

The time for granting or denying review in the above-entitled matter is hereby extended to February 2, 2007.

S147926 C049573 Third Appellate District **PEOPLE v. JENKINS (RONALD)**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 14, 2007.

S147927 B184274 Second Appellate District, Div. 3 **HEMADY (JANE) v. LONG
BEACH UNIFIED SCHOOL &
FEELY (BRIAN)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 5,
2007.

S147930 H030784 Sixth Appellate District **CADENA (GABRIEL)v. S.C.
(PEOPLE)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 7,
2007.

S147951 B181229 Second Appellate District, Div. 3 **PEOPLE v. MCSHERRY
(LEONARD J.)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 6,
2007.

S147953 G035719 Fourth Appellate District, Div. 3 **DEFFNER (FLORA), MARRIAGE
OF**
The time for granting or denying review in the above-entitled matter is hereby extended to February 6,
2007.

S147960 G036102 Fourth Appellate District, Div. 3 **SEIKO CORPORATION OF
AMERICA v. DAVIS (THOMAS
C.)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 9,
2007.

S147968 G035831 Fourth Appellate District, Div. 3 **PEOPLE v. VU (ANDREW K.)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 14, 2007.

S147980 F048767 Fifth Appellate District
(BYRON

**PEOPLE v. BROOKFIELD
JEROME)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S147989 C053360 Third Appellate District

**G. (GABRIELLE) v. S.C.
(PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S148001 B193775 Second Appellate District, Div. 8

**CALLAHAN (GERALD E.) ON
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S148007 E038156 Fourth Appellate District, Div. 2

PEOPLE v. KING (SCOTT K.)

The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S148010 G035739 Fourth Appellate District, Div. 3

**CREDIT MANAGERS ASSOC. OF
CALIFORNIA v. COUNTRYWIDE
HOME LOANS, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S148012 E041597 Fourth Appellate District, Div. 2

**BALLESTEROS (VICTOR) ON
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 7, 2007.

S148015 E038919 Fourth Appellate District, Div. 2

HUBERT (STEVEN) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S148029 F048115 Fifth Appellate District **PEOPLE v. LENIX (ARTHUR L.)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S148056 F048601 Fifth Appellate District **PEOPLE v. PERRY (HEKIMA T.)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 13, 2007.

S148057 G036063 Fourth Appellate District, Div. 3 **PEOPLE v. LANDA (SANTOS)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 13, 2007.

S148058 A111925 First Appellate District, Div. 2 **ELKINS (JEFFREY DAVID) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S148066 A103791/A115658 First Appellate District, Div. 3 **BROWN (DARRYL) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S148069 H028559 Sixth Appellate District **PEOPLE v. ABBOTT (BRADLEY)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 13, 2007.

S148081 F048014 Fifth Appellate District **PEOPLE v. CONTRERAS (JOHN)**
The time for granting or denying review in the above-entitled matter is hereby extended to February 14, 2007.

S148096 E031542 Fourth Appellate District, Div. 2 **PEOPLE v. IBARRA (JOSE)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 14, 2007.

S148098 E041612 Fourth Appellate District, Div. 2 **GEORGE (HOLLISTER) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 14, 2007.

S148107 G034978 Fourth Appellate District, Div. 3 **PEOPLE v. AU (RENEE T.)**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 15, 2007.

S148110 E039935/E039796 Fourth Appellate District, Div. 2 **W. (TABITHA), IN RE**
The time for granting or denying review in the above-entitled matter is hereby extended to February 9, 2007.

S148123 E040000 Fourth Appellate District, Div. 2 **PEOPLE v. LIMON (DANIEL M.)**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 15, 2007.

S148142 D049215 Fourth Appellate District, Div. 1 **CECENA (JESUS) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to
February 15, 2007.

S148202 B194718 Second Appellate District, Div. 1 **VILLALTA (JOSE B.) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 15, 2007.

S148214 E037768 Fourth Appellate District, Div. 2 **PEOPLE v. GUTIERREZ
(DORIAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to February 15, 2007.

S059653 **PEOPLE v. MILLS (JEFFERY JON)**

Extension of time granted to February 21, 2007, to file the respondent's brief. After that date, no further extension will be granted. Extension is granted based upon Deputy Attorney General Paul A. Bernardino's representation that he anticipates filing that brief by February 21, 2007.

S062562**PEOPLE v. TAYLOR (BRANDON)**

Extension of time granted to January 5, 2007, to file appellant's opening brief. Extension is granted based upon Assistant State Public Defender Jay Colangelo's representation that he anticipates filing that brief by January 5, 2007. After that date, no further extension will be granted.

S068863**PEOPLE v. SCOTT (DAVID
LYNN)**

Extension of time granted to February 6, 2007, to file the respondent's brief. After that date, no further extension is contemplated. Extension is granted based upon Deputy Attorney General Adrienne S. Denault's representation that she anticipates filing that brief by February 6, 2007.

S073205**PEOPLE v. WILLIAMS (JACK)**

Extension of time granted to March 5, 2007, to file respondent's brief.

S075699**PEOPLE v. MARTINEZ
(MIGUEL)**

Extension of time granted to March 2, 2007, to file the appellant's reply brief. After that date, only two further extensions totaling about 125 additional days will be granted. Extension is granted based upon Deputy State Public Defender Raoul D. Schonemann's representation that he anticipates filing that brief by July 7, 2007.

S076339**PEOPLE v. GRIMES (GARY L.)**

Extension of time granted to February 13, 2007, to file the appellant's opening brief. The court anticipates that after that date, only three further extensions totaling about 180 additional days will be granted. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

S076340**PEOPLE v. NGUYEN (LAM T.)**

Extension of time granted. On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to February 27, 2007.

S080837**PEOPLE v. DEBOSE (DONALD RAY)**

Extension of time granted to February 26, 2007, to file the appellant's opening brief. After that date, only two further extensions totaling about 95 additional days are contemplated. Extension is granted based upon counsel Richard Paul Siref's representation that he anticipates filing that brief by May 31, 2007.

S091915**PEOPLE v. NUNEZ (DANIEL) & SATELE (WILLIAM T.)**

Extension of time granted to February 27, 2007, to file appellant William Tupua Satele's opening brief.

S130314**SAPP (JOHN) ON H.C.**

Extension of time granted to January 12, 2007, to file the reply to informal response to the petition for writ of habeas corpus. Extension is granted based upon counsel Bruce Eric Cohen's representation that he anticipates filing that document January 12, 2007. After that date, no further extension is contemplated.

S135024**MARLOW (JAMES G.) ON H.C.**

Extension of time granted to March 5, 2007, to file the reply to the informal response to the petition for writ of habeas corpus. After that date, no further extension is contemplated. Extension is granted based upon counsel Chuck Nacsin's representation that he anticipates filing that document by March 4, 2007.

S143710

D045592 Fourth Appellate District, Div. 1

VASQUEZ (CRISTINA) v. STATE OF CALIFORNIA

Extension of time granted. Appellant's time to serve and file the opposition to motion to dismiss is extended to January 8, 2007.

S144019**SMITH (ROBERT) ON H.C.**

Extension of time granted to March 5, 2007, to file the informal response to the petition for writ of habeas corpus. After that date, no further extension is contemplated. Extension is granted based upon Deputy Attorney General Dorian Jung's representation that he anticipates filing that document by March 5, 2007.

S145231

G035001 Fourth Appellate District, Div. 3

PEOPLE v. LAMAS (ROBERT A.)

Extension of time granted. On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to February 2, 2007.

S146114

B184638 Second Appellate District, Div. 4

SHIN (JOHNNY) v. AHN (JACK)

Extension of time granted. On application of respondent and good cause appearing, it is ordered that the time to serve and file the Answer Brief on the Merits is extended to January 22, 2007.

S147051

C047366 Third Appellate District

PEOPLE v. NELSON (DENNIS L.)

Extension of time granted. On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to February 11, 2007.

S148523**RICHARDSON (CHARLES K.)****ON****H.C.**

Extension of time granted to March 5, 2007, to file the informal response to the petition for writ of habeas corpus. After that date, only one further extension totaling about 30 additional days is contemplated. Extension is granted based upon Deputy Attorney General Kathleen A. McKenna that she anticipates filing that document by April 4, 2007.

S148620

A112536 First Appellate District, Div. 2

**AIR SYSTEMS ACQUISITION,
INC. v. GILBANE BUILDING CO.**

Extension of time granted. On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply to answer to petition is extended to January 5, 2007.

S097363**PEOPLE v. MERRIMAN (JUSTIN JAMES)**

Counsel appointment order filed. In California, a criminal defendant has no right to represent himself or herself on appeal. (*People v. Scott* (1998) 64 Cal.App.4th 550; see also *Martinez v. California* (2000) 528 U.S. 152.) On the court's own motion, Glen Niemy is hereby appointed to represent appellant Justin James Merriman for the direct appeal in the above automatic appeal now pending in this court.

S111336**FIGUEROA (VICENTE) ON H.C.**

Order filed. The order filed on December 26, 2006, is amended to read as follows: Pursuant to petitioner's request filed on December 21, 2006, petitioner's exhibits, nos. 89, 91, 93, and 126 are ordered withdrawn.

S147030 C051790/C051409C051263/C051894 Third Appellate District **WELCHER****(KENNETH DEE) v. W.C.A.B.
(HAT CREEK CONSTRUCTION)**

Application denied. Respondent (Hat Creek Construction) for extension of time.